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UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

DANIEL HALSEY,
Plaintiff,

vs.

LAMBERT LIVESTOCK & CATTLE CO.
LLC, LEVI JOHNSON; DOES I-X, inclusive;
and ROE BUSINESS ENTITIES XI – XX,
inclusive,
Defendants.

CASE NO. 2:24-cv-02400-CDS-DJA
**STIPULATED JOINT DISCOVERY
PLAN AND SCHEDULING ORDER**

Defendant LAMBERT LIVESTOCK & CATTLE CO. LLC, by and through its counsel of record, the law firm WINNER & BOOZE, and plaintiff DANIEL HALSEY, by and through his counsel of record the KAPLAN LAW GROUP, respectfully submit the proposed stipulated Discovery Plan and Scheduling Order Pursuant to Federal Rule of Civil Procedure 26(f) and Local Rule 26-1. Deadlines that fall on Saturdays, Sundays or legal holidays have been adjusted to the

1 next day that is not a Saturday, Sunday or legal holiday per Federal Rule of Civil Procedure
2 6(a)(1)(C).

3 **Fed. R. Civ. P. 26(f) Conference:**

4 The parties met on February 5, 2025, to discuss matters in compliance with LR 26-1 (b)(7)
5 – (9). Based upon counsels’ review of the evidence in this case, the parties now propose the
6 following discovery plan:

7 **1. Discovery Cut-Off Date:**

8 Plaintiff filed his Complaint in the Eighth Judicial District Court on November 4, 2024. This
9 matter was removed to Federal Court on December 23, 2024. Defendant Lambert Livestock &
10 Cattle Co. LLC filed its answer to Plaintiff’s complaint on December 23, 2024. Defendant Levi
11 Johnson has not yet been served with the plaintiff’s complaint and has not made any formal
12 appearance in this matter. In accordance with LR 26-1(b)(1), the discovery cutoff date will be 180
13 days from the date the first Defendant appeared. 182 days from December 23, 2024, is Monday,
14 June 23, 2025.
15

16 **2. Amending the Pleadings and Adding Parties:**

17 The parties request that all motions to amend the pleadings or to add parties be filed no later
18 than Tuesday, March 25, 2025 – 90 days prior to the proposed close of discovery.
19

20 **3. Fed. R. Civ. P. 26(a)(2) Disclosures of Experts:**

21 The parties request the disclosure of experts be made on or before Thursday, April 24, 2025
22 – 60 days before the proposed close of discovery. Disclosure of rebuttal experts shall be made on
23 or before Tuesday, May 27, 2025 – 33 days after the initial disclosure of experts.
24

25 **4. Dispositive Motions**

26 The date for filing dispositive motions shall not be later than Wednesday, July 23, 2025 – 30
27 days after the proposed close of discovery. In the event the discovery period is extended from the
28

1 discovery cutoff date set forth in this proposed Joint Discovery Plan and Scheduling Order, the date
2 for filing dispositive motions shall be extended to be not later than 30 days from the subsequent
3 discovery cutoff date.

4 **5. Pretrial Order**

5 The date for filing the joint pretrial order shall not be later than Friday, August 22, 2025 –
6 30 days after the cut-off date for filing dispositive motions. In the event that dispositive motions are
7 filed, the date for filing the joint pretrial order shall be suspended until 30 days after decision on the
8 dispositive motions or until further order of the court. In the further event that the discovery period
9 is extended from the discovery cut-off date set forth in this Discovery Plan and Scheduling Order,
10 the date for filing the joint pretrial order shall be extended in accordance with the time periods set
11 forth in this paragraph.
12

13 **6. Fed. R. Civ. P. 26(a)(3) Disclosures:**

14 The disclosures required by FRCP 26(a)(3), and any objections thereto, shall be included in
15 the joint pretrial order.
16

17 **7. Alternative Dispute Resolution:**

18 The parties will be participating in mediation before Hon. David Jones (ret) on February 28,
19 2025.

20 **8. Alternative Forms of Case Disposition:**

21 The parties met and conferred regarding the use of a magistrate judge for all purposes or to
22 submit to the Short Trial Program.
23

24 **9. Electronic Evidence:**

25 The parties met and conferred regarding the use of electronic evidence and presenting the
26 same to the jury. They will present evidence to the jury in a format that will be compatible with the
27
28

1 Court's jury evidence display system, with each party responsible for preparing their respective
2 exhibits to comply.

3 **FRCP 26(f)(3) VIEWS AND PROPOSALS**

4 **A. Initial Disclosures:**

5 Plaintiff will serve his initial disclosures within the next 10 days.

6 Defendant served its initial disclosures within the next 10 days.

7 **B. Subjects on Which Discovery May be Needed:**

8 Plaintiff and Defendant agree that the subjects of discovery shall include liability, causation,
9 and damages.

10 **C. Whether Discovery Should Be Conducted in Phases or Be Limited to or Focused on**
11 **Particular Issues:**

12 Plaintiff and Defendant agree that discovery need not be conducted in phases.

13 **D. Issues Regarding Disclosure of Electronically Stored Information, Including the**
14 **Form or Forms in Which it Should be Produced:**

15 Plaintiff and Defendant agree that no issues exist regarding the disclosure or discovery of
16 electronically stored information currently

17 **E. Issues Regarding Claims of Privilege or Protection of Pre-Trial Materials:**

18 Some information and/or documents in Defendant's possession are protected under
19 confidentiality and/or privilege. Plaintiff and Defendant agree to act in a manner that protects
20 information entitled to be kept confidential and to ensure that protection is limited to material entitled
21 to any such protections. The parties will work together, where possible, to establish an appropriate
22 scope of discovery as it relates to privileged communications in Defendant's files. To the extent
23 Defendant needs to seek protective orders prior to producing any confidential, trade secret or
24 otherwise privileged information or documents, and in the interest of preserving its claims of
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1 privilege and confidentiality, Defendant will circulate a proposed stipulated protective order for
 2 Plaintiff's review prior to submitting the same to the Court for review and approval.

3 **F. Changes That Should Be Made in the Limitations on Discovery Imposed Under**
 4 **These Rules or By Local Rule:**

5 The parties request nine (9) months to conduct discovery in this matter. This is a commercial
 6 trucking case with extensive medical treatment. The parties will require additional time for
 7 disclosure of experts and depositions. The parties do not feel this can be accomplished in 180 days
 8 from the first date of appearance/answer.
 9

10 **G. Orders That the Court Should Issue Under Rule 26(c) or Rule 16(b) and (c):**

11 None at this time, though the parties may stipulate to such an order in the future to preserve
 12 materials protected by trade secret held by Defendants.
 13

14 Dated this 6 day of February, 2025.

Dated this 5th day of February, 2025.

15 WINNER & BOOZE

KAPLAN LAW GROUP

16
 17 By: 

By: /s/ Brittany A. Kaplan

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23 **IT IS SO ORDERED** that the parties' stipulated joint discovery plan and scheduling order
 24 (ECF No. 7) is GRANTED in part and DENIED in part. The scheduling deadlines set forth
 25 in the plan are GRANTED. The request for a nine (9) month discovery period contained in
 paragraph F above is DENIED.

26 DATED: 2/7/2025

27 
 28 DANIEL J. ALBREGTS
 UNITED STATES MAGISTRATE JUDGE